

Amendment No. 1 to HB0991

Jones U
Signature of Sponsor

AMEND Senate Bill No. 1174

House Bill No. 991*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all of the language before the enacting clause and by substituting instead the following:

WHEREAS, emergency vehicles are often on critical missions and driven at high rates of speed; and

WHEREAS, many persons driving such vehicles may lack adequate or comprehensive training and may be subject to making dangerous errors; and

WHEREAS, although emergency vehicles are designed and equipped to save lives and property, they may themselves be the cause of loss of life and of property; now, therefore,
AND FURTHER AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Vanessa K. Free Emergency Services Training Act of 2005".

SECTION 2.

(a) It is the intent of the general assembly that each person who drives an emergency vehicle in its official capacity shall be adequately trained to drive such emergency vehicle. Training shall include:

(1) Training in the operation of the vehicle in emergency and non-emergency situations;

(2) A review of all applicable laws pertaining to emergency vehicles; and

(3) Training to respond to actions of non-emergency vehicles.

In addition, each emergency vehicle driver shall take not less than two (2) hours of training annually, and each emergency vehicle driver shall take and pass a comprehensive examination pertaining to Section 2(a)(1), (2) and (3) every year. Documentation of successful completion of all examinations and training shall be

maintained by the agency that employs or supervises the driver of the emergency vehicle.

(b) A driver of an emergency vehicle who is trained pursuant to this section is not liable to any person or entity in any civil action for damages to a person as a result of the emergency vehicle driver's emergency duties or activities. However, nothing in this part grants civil immunity to a driver who intentionally or by gross negligence inflicts injury or damage to a person or entity.

(c) The provisions of this section shall apply to all law enforcement personnel, firefighters, including volunteer firefighters, rescue personnel, including volunteer rescue personnel, and emergency services personnel.

SECTION 3. This act shall take effect January 1, 2006, the public welfare requiring it.